

1 NICHOLAS A. TRUTANICH
2 United States Attorney
3 District of Nevada
4 Nevada Bar Number 13644
5 EDWARD G. VERONDA
6 Assistant United States Attorney
7 501 Las Vegas Boulevard South
8 Suite 1100
9 Las Vegas, Nevada 89101
10 702-388-6336
11 Edward.G.Veronda@usdoj.gov

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13 **UNITED STATES DISTRICT COURT**
14 **DISTRICT OF NEVADA**

15 United States of America,)
16 Plaintiff,) Case No.: 2:21 mj 00150-EJY
17 vs.)
18 JACQUAVIUS TRISHUN POWELL) Stipulation to Continue Preliminary
19 Defendants.) Hearing Date (First Request)
20
21

22 IT IS HEREBY STIPULATED AND AGREED, by and between Nicholas A.
23 Trutanich, United States Attorney, Edward Veronda, Assistant United States Attorney,
24 counsel for the United States of America and Nicholas Wooldridge, Esq., counsel for
defendant Jacquavious Powell.

25 THAT THE PRELIMINARY HEARING CURRENTLY SCHEDULED FOR
26 March 4, 2021, at 4:00 p.m. before U.S. Magistrate Elayna J. Youshah be vacated and set to
27 a time convenient for the Court, but no earlier than 60 days from the current setting.

28 This stipulation is entered into for the following reasons:
29
30 1. The government will provide counsel for the defendant with limited Rule 16
31 Discovery in order to facilitate a possible pre-indictment resolution. Counsel for the

1 defendant requests an opportunity to review the discovery and discuss it with his
2 client prior to a preliminary hearing or an indictment.

3 2. Defense counsel and counsel for the government agree to the continuance.
4 3. The defendant is not detained and agrees to the continuance.
5 4. Denial of this request for a continuance could result in a miscarriage of justice.
6 5. The additional time requested by this Stipulation is excludable in computing the time
7 from the filing of the criminal complaint through which the government must assert
8 an criminal Information or seek an Indictment by the Grand Jury pursuant to the
9 Speedy Trial Act, Title 18, United States Code Section 3161(h)(7)(A), when
10 considering the factors under Title 18, United States Code, Sections 3161(h)(7)(B)
11 and 3161(h)(7)(B)(iv).

12 6. This is the first request for a continuance.

13 Dated this ____ day of February 2021.

14 Respectfully Submitted,

15 NICHOLAS A. TRUTANICH
16 United States Attorney

17 EDWARD G. VERONDA
18 Assistant United States Attorney

19 NICHOLAS WOOLDRIDGE, ESQ.
20 Counsel for defendant Jaquavious Powell

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22
23 NICHOLAS A. TRUTANICH
24 United States Attorney
District of Nevada
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UNITED STATES DISTRICT COURT DISTRICT OF NEVADA

1 United States of America,) Case No.: 2:21 mj 00150-EJY
2 Plaintiff,)
3 vs.) Stipulation to Continue Preliminary
4) Hearing Date (First Request)
5 JACQUAVIUS TRISHUN POWELL)
6 Defendants.)
7)
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12)

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FINDINGS OF FACT

15 Based on the pending Stipulation of counsel, and good cause appearing therefore, the
16 Court finds that:

17 1. The period within which the government may assert an Information or seek an
18 Indictment through the Grand Jury against the defendant is hereby extended from
19 the date of the filing of the complaint up through and including May 4, 2021.

20 2. The government will provide counsel for the defendant with limited Rule 16
21 Discovery in order to facilitate a pre-indictment resolution. Counsel for the
22 defendant requests an opportunity to review the discovery and discuss it with his
23 client prior to a preliminary hearing or an indictment.

3. Both counsel for the defendant and counsel for the government agree to the continuance.

4. The defendant is not detained and agrees to the continuance.

5. The additional time requested by this Stipulation is excludable in computing the time within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United States Code Section 3161(h)(7)(A), when considering the factors under Title 18, United States Code, Sections 3161(h)(7)(B) and 3161(h)(7)(B)(iv).

6. This is the first request to continue the preliminary hearing.

For all of the above-stated reasons, the end of justice would best be served by a continuance of the preliminary hearing.

ORDER

IT IS ORDERED that the preliminary hearing currently scheduled for March 4, 2021, at 4:00 p.m. be vacated and continued to May 3, 2021, at the hour of 4:00 p.m., in Courtroom 3A.

DATED this 23rd day of February 2021.

Elayna J. Zouachah
UNITED STATES MAGISTRATE JUDGE